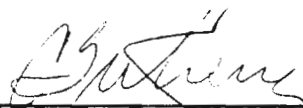


EIGHTEENTH GUAM LEGISLATURE
1985 (FIRST) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

This is to certify that Substitute Bill No. 301, "AN ACT AMENDING A PORTION OF GENERAL APPROPRIATIONS ACT OF 1985 CONCERNING THE DEPARTMENT OF AGRICULTURE AND MAKING APPROPRIATIONS TO THE MUNICIPAL COUNCILS OF YONA AND DEDEDO, ESTABLISHING A SUMMER SCHOOL FUND, AND FOR OTHER PURPOSES", returned to the Legislature without the approval of the Governor as to Sections 8, 12, 13, 15, 16, 19, 20 and 21 and, in accordance with the Organic Act of Guam, Sections 8, 13, 15, 16, 19, 20 and 21 were reconsidered by the Legislature and after such reconsideration, the Legislature did, on the 8th day of August 1985, agree to pass said items notwithstanding the objections of the Governor by a vote of two-thirds of all members thereof, to wit: by a vote of 17, 16, 16, 17, 17 and 17, respectively.



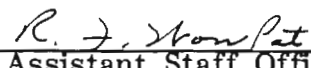
CARL T. C. GUTIERREZ
Speaker

Attested:



ELIZABETH P. ARRIOLA
Senator and Legislative Secretary

This Act was received by the Governor this 14th day of August
1985, at 10:38 o'clock A.m.



Assistant Staff Officer
Governor's Office

Public Law No. 18-10

EIGHTEENTH GUAM LEGISLATURE
1985 (FIRST) Regular Session

Bill No. 301 (LS)
Substituted by Committee on
Ways and Means

Introduced by:

Committee on Ways and Means

AN ACT AMENDING A PORTION OF GENERAL APPROPRIATIONS ACT OF 1985 CONCERNING THE DEPARTMENT OF AGRICULTURE AND MAKING APPROPRIATIONS FOR THE MUNICIPAL COUNCILS OF YONA AND DEDEDO, ESTABLISHING A SUMMER SCHOOL FUND, AND FOR OTHER PURPOSES.

1 BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:
2 Section 1. Item B.2. of Part II of Section 5 of Chapter I of P.L.
3 17-70, relative to Marketing Consumer and Farm Services of Department of
4 Agriculture, is amended to read:

	General	Federal
	Fund	Fund
5		
6		
7	"2. Operating	
8	Expenses \$45,691	\$20,000."

9 Section 2. Notwithstanding any other provision of law, the sum of
10 Three Thousand Two Hundred Dollars (\$3,200.00) is appropriated from the
11 General Fund to the Municipal Planning Council of Yona for payment of
12 expenses incurred by the Municipality of Yona in the repair to Asnamo Road
13 during fiscal year 1984.

14 Section 3. Notwithstanding any other provision of law, the sum of
15 Thirteen Thousand Thirty Dollars (\$13,030.00) is appropriated from the
16 General Fund to the Municipal Planning Council of Dededo for payment of
17 expenses incurred by the Municipality of Dededo in road grading services
18 during fiscal years 1981 and 1982.

19 Section 4. A new 17 GCA §6118 is added to read:

20 §6118. Summer School Fund. There is hereby established a
21 Summer School Fund for the deposit of fees collected from students

1 enrolled in the Summer School Program and into which shall be
2 deposited such fees to be subsequently appropriated by the Legislature
3 for the operation of the Summer School Program."

4 Section 5. The Summer School Fund established by Executive Order
5 Number 63-006 is abolished and any money remaining in that fund on the
6 effective date of this Act or collected thereafter shall be transferred to the
7 fund established pursuant to Section 4 of this Act.

8 Section 6. The sum of Ninety-seven Thousand Dollars (\$97,000) is
9 appropriated from the Summer School Fund established pursuant to Section
10 4 of this Act to the Department of Education for the purpose of operating
11 the FY 1985 Summer School.

12 Section 7. The sum of One Million One Hundred Forty-six Thousand
13 Nine Hundred Seventy-nine Dollars (\$1,146,979) is appropriated from the
14 General Fund, of which sum four Hundred Eighty Thousand Dollars
15 (\$480,000) is identified from revenues derived from subsection (e) of
16 Section 19200 of the Government Code to the Student Financial Assistance
17 Fund established pursuant to 17 GCA §15103, and administered by the
18 Board of Regents of the University of Guam, to be allocated as follows:

19	(a) Professional/Technical Awards	\$157,994
20	(b) Student Loans	233,525
21	(c) Merit Awards (Guam Residents)	742,976
22	(d) Merit Awards (Northern Marianas Citizens)	2,377
23	(e) Merit Awards (Citizens of the T.T. Region)	10,107

24 Section 8. The sum of Three Hundred Thirteen Thousand One
25 Hundred Fourteen Dollars (\$313,114) is appropriated from the General Fund
26 to the University of Guam to be utilized in the Teacher Training
27 Scholarship Program established pursuant to 17 GCA §18102 and in the
28 Nurses Training Program for stipends established pursuant to 17 GCA
29 §19102 to be allocated as follows:

30	(a) Teacher Training Scholarship Program	\$282,762
31	(b) Nurses Training Program	30,352

1 Section 9. The appropriations made pursuant to Sections 12 and 13 of
2 this Act shall be for the period commencing August 1, 1985, and ending
3 July 31, 1986, and shall not be subject to any allotment reserve that could
4 be imposed by the Bureau of Budget and Management Research.

5 Section 10. Item D. of Part XXXVI of Section 5 of Chapter I of P.L.
6 17-70 is amended to read:

7 "D. For the tax enforce-
8 ment Division

9	1. Personnel Services	\$1,315,693	\$1,315,693
10		(61.0 FTE)	(61.0 FTE)
11			
12	2. Operating Expenses	<u>78,556</u>	<u>78,556</u>
13	Total	\$1,394,249	\$1,394,249"

14 Section 11. Item F. of Part XXVI of Section 5 of Chapter I of P.L.
15 17-70 is amended to read:

16 "F. Motor Vehicle Division

17	1. Personnel Services	\$504,531	\$504,531
18		(28.0 FTE)	(28.0 FTE)
19			
20	2. Operating Expenses	<u>184,000</u>	<u>184,000</u>
21	Total	\$688,631	\$688,631"

22 Section 12. The sum of ~~Thirty Three Thousand Dollars (\$33,000)~~ is
23 appropriated from the General Fund to the Department of Revenue and
24 Taxation for the purpose of renovating and relocating the Motor Vehicle
25 Office to the old airport building and for construction of an elevator at the
26 NAPA building.

27 Section 13. The sum of Two Thousand Four Hundred Ninety-eight
28 Dollars and Eighty-four Cents (\$2,498.84) is appropriated from the General
29 Fund to the Land Acquisition Fund for the purpose of compensating Philip
30 S.N. and Annie D.C. Taijeron in regard to exchange of government land
31 for Lot No. 118, Merizo, containing 255.46 sq.m. and improvements thereon.

1 Section 14. A new Subsection (d) is added to 17 GCA §15302 to read:
 2 "(d) The total benefits under this section for attending a college
 3 or university outside of Guam pursuant to 17 GCA §15301 shall not
 4 exceed Twelve Thousand Dollars (\$12,000) per year, including the
 5 costs of tuition, fees, annual allowance and transportation."

6 Section 15. The sum of Two Hundred Seventy-five Thousand Six
 7 Hundred Dollars (\$275,600) is appropriated from the General Fund to the
 8 Student Financial Assistance Fund established pursuant to 17 GCA §15103
 9 for benefits for Merit Award valedictorians and salutatorians attending
 10 college or university in the United States pursuant to 17 GCA §301, which
 11 sum shall be allocated as follows:

12	tuition and fees	\$248,000
13	transportation	27,600.

14 The appropriation made in this section shall be for the period
 15 commencing August 1, 1985 and ending July 31, 1986 and shall not be
 16 subject to any allotment reserve that could be imposed by the Bureau of
 17 Budget and Management Research.

18 Section 16. The sum of Nineteen Thousand Dollars (\$19,000) is
 19 appropriated from the General Fund to the Land Acquisition Fund for the
 20 purpose of providing purchase price and back rent for Well A-7 in Chalan
 21 Pago to be acquired from Mr. and Mrs. Simeon Aguon.

22 Section 17. Item A of Part XXXIV of Section 5 of Chapter I of P.L.
 23 17-70 is amended to read:

24 A. For Rehabilitation

25 Service Administration
 26 Under C.F.D.A. No.13.264

27	1. Personnel Services	\$107,622	\$430,487	\$538,109
28		(6.0 FTE)	(24.0 FTE)	(30.0 FTE)
29	2. Operating Expenses	91,198	364,791	441,489
30	3. Lease of Office Space	7,821	31,284	39,105
31	4. Utilities			
32	a. Telephone	2,300	9,200	11,500
33	5. Board Stipend	240	960	1,200
34	TOTAL	\$ 209,181	\$ 836,722	\$1,045,903"

1 Section 18. Item B of Part XXXIV of Section 5 of Chapter I of P.L.
2 17-70 is amended to read:

3 B. For Developmental & Disabilities
4 Services, funded by a match
5 and a grant under C.F.D.A. No.
6 13.630

7	1. Personnel Services	11,709	105,381	117,090
8		(1.0 FTE)	(6.0 FTE)	(7.0 FTE)
9	2. Operating Expenses	2,608	23,472	26,080
10	3. Capital Outlay	592	5,333	5,925
11	4. Utilities			
12	a. Water	20	180	200
13	b. Telephone	230	2,066	2,296
14	TOTAL	\$ 15,159	\$ 136,432	\$151,591"

15 Section 19. Subsection (a) of Section 16 of Public Law 18-1 is
16 amended to read:

17 "(a) The sum of Sixty Thousand Seven Hundred Twenty-two
18 Dollars (\$60,722.00) is appropriated from the fund created pursuant to
19 12 GCA §2508.1 to the Department of Vocational Rehabilitation for
20 building maintenance, equipment, and necessary expenses of the
21 Workshop Center."

22 Section 20. The sum of Two Thousand Seven Hundred Seventy-eight
23 Dollars (\$2,778.00) is appropriated from the fund created pursuant to 12
24 GCA §2508.1 to the Department of Vocational Rehabilitation for the purpose
25 of providing a local match for a Twenty-five Thousand Dollar (\$25,000.00)
26 federal grant for the Developmental Disabilities Division to be used for the
27 purchase of a van and custodial equipment.

28 Section 21. The sum of Twenty-Five Thousand Dollars (\$25,000) is
29 hereby appropriated from the Tourist Attraction Fund to the Department of
30 Public Works for the purpose of installing restroom facilities at the Merizo
31 Youth Center.

1 Section 22. Subsection (g) of 4 GCA §4108 is amended to read:

2 "(g) Vesting. Sick leave accrued for service with the
3 government of Guam or any of its instrumentalities, branches,
4 authorities or any entity, corporation or agency, shall vest in the
5 employee upon accrual and shall remain vested in such employees while
6 he is employed by the Government notwithstanding the fact that from
7 time to time, he may be transferred from one branch to another or to
8 an autonomous agency, authority or other entity within the government
9 of Guam. Sick leave accrued and unused at the time of separation
10 from the government shall remain credited to the employee if such
11 employee returns to government service."

12 Section 23. Subsection (a) of Section 2 of the Public Law passed as
13 Substitute Bill No. 128 is amended to read:

14 "(a) The loan shall be used exclusively for the purpose of the
15 payment of teacher preparation periods encumbered by teachers in
16 School-Year 1984-85, as appropriated in Section 10 of Public Law 18-5,
17 the procurement of textbooks and library books for School Year
18 1985-86, and the Management Audit of the Department of Education and
19 the Department of Public Works."



TERRITORY OF GUAM
OFFICE OF THE GOVERNOR
AGAÑA, GUAM 96910
U. S. A.

M. J. Torres
8/5/85
1:30 P.M.

RICARDO J. BORDALLO
GOVERNOR

Copy

August 3, 1985

Honorable Carl T.C. Gutierrez
Speaker Eighteenth Guam Legislature
P.O. Box CB-1
Agana, Guam 96910

Dear Mr. Speaker:

I have thoughtfully considered all issues, and consulted several advisors, on Bill 301.

In the interest of fiscal responsibility and integrity, as well as consistency and fairness, I feel it is imperative that I item veto certain sections of Bill 301. I have obligated myself to the people of Guam, to do my best to oppose appropriation measures which are not backed by sufficient revenue. I must remain consistent to this pledge.

To this end, I hereby veto Section 8, Section 12, Section 13, Section 15, Section 16, Section 19, Section 20, and Section 21.

To reiterate my position, I'd like to again point out that the General Fund is already overappropriated in the amount of approximately 7 (seven) million dollars. Bill 301 contains about 1.1 million dollars in appropriations, raising the total overexpenditure level to about 8.1 million dollars!

With this in mind, I call your attention to Section 7. I must state that although \$480,000 of the \$1,146, 979 appropriated for the student loans and awards, comes from a separate fund [derived from the poker machine revenues], any amount which exceeds this \$480,000, to be taken from the General Fund, I must oppose.

Although Bill 301 involves appropriations for some highly commendable projects, we cannot spend what we do not have. I simply cannot paint a clearer picture than that.

Furthermore, Section 21 appropriates \$25,000 from the Tourist Attraction Fund to Department of Public Works, for the purpose of installing restroom facilities at the Merizo Youth Center. There has already been an overappropriation of this fund in the amount of approximately 2 (two) million dollars. So, although these

Rec'd Legal
8/6/85 9:00 a.m.
DM

181017

facilities may be in fact sorely needed, there is no money to afford them at this time. Fiscal responsibility is the bottom line.

Lastly, I'd like to repeat my objection to borrowing from the Port. Although I cannot item veto Section 23, I'd like to state that the loan, in the amount of 4 (four) million dollars, is most unwise. Raiding the Port, an autonomous agency, is not the answer to our fiscal problems. Rather, such action erodes the autonomous and independent nature of the Port, while jeopardizing the Port's own fiscal stability.

Therefore, pursuant to the power vested in me, by virtue of Section 19, of the Organic Act, I hereby veto certain sections of Bill 301, as previously stated herein.

Sincerely yours,

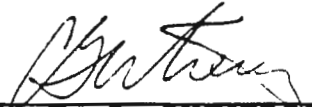
RICARDO J. BORDALLO

180204

EIGHTEENTH GUAM LEGISLATURE
1985 (FIRST) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

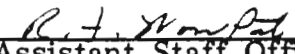
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CARL T. C. GUTIERREZ
Speaker

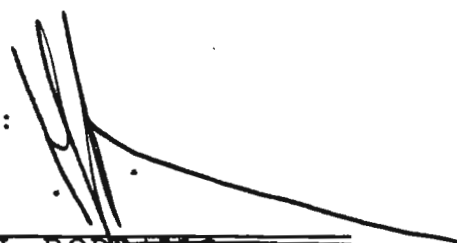
Attested:


ELIZABETH P. ARRIOLA
Senator and Legislative Secretary

This Act was received by the Governor this 29th day of July
1985, at 10:50 o'clock A.m.


Assistant Staff Officer
Governor's Office

APPROVED:


RICARDO J. BORDALLO
Governor of Guam

Date: 8/3/85, 8:34 p.m.

Public Law No. 18-10

*with the exception
of items vetoed*

EIGHTEENTH GUAM LEGISLATURE
1985 (FIRST) Regular Session

Bill No. 301 (LS)
Substituted by Committee on
Ways and Means

Introduced by:

Committee on Ways and Means

AN ACT AMENDING A PORTION OF GENERAL
APPROPRIATIONS ACT OF 1985 CONCERNING THE
DEPARTMENT OF AGRICULTURE AND MAKING
APPROPRIATIONS FOR THE MUNICIPAL COUNCILS OF
YONA AND DEDEDO, ESTABLISHING A SUMMER
SCHOOL FUND, AND FOR OTHER PURPOSES.

1 BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:
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7	"2. Operating	
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2 deposited such fees to be subsequently appropriated by the Legislature
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7 fund established pursuant to Section 4 of this Act.

8 Section 6. The sum of Ninety-seven Thousand Dollars (\$97,000) is
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17	1. Personnel Services	\$504,531	\$504,531
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21	Total	* \$688,631	* \$688,631"

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Revenue
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25 Service Administration

26 Under C.F.D.A. No.13.264

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31	4. Utilities			
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33	5. Board Stipend	240	960	1,200
34	TOTAL	\$ 209,181	\$ 836,722	\$1,045,903"

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4 Services, funded by a match
5 and a grant under C.F.D.A. No.
6 13.630

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10	3. Capital Outlay	592	5,333	5,925
11	4. Utilities			
12	a. Water	20	180	200
13	b. Telephone	230	2,066	2,296
14	TOTAL	\$ 15,159	\$ 136,432	\$151,591"

15 Section 19. Subsection (a) of Section 16 of Public Law 18-1 is
16 amended to read:

17 *o* "(a) The sum of ~~Sixty Thousand Seven Hundred Twenty-two~~
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19 12 GCA §2508.1 to the Department of Vocational Rehabilitation for
20 building maintenance, equipment, and necessary expenses of the
21 Workshop Center." ***

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5 employee upon accrual and shall remain vested in such employees while
6 he is employed by the Government notwithstanding the fact that from
7 time to time, he may be transferred from one branch to another or to
8 an autonomous agency, authority or other entity within the government
9 of Guam. Sick leave accrued and unused at the time of separation
10 from the government shall remain credited to the employee if such
11 employee returns to government service."

12 Section 23. Subsection (a) of Section 2 of the Public Law passed as
13 Substitute Bill No. 128 is amended to read:

14 "(a) The loan shall be used exclusively for the purpose of the
15 payment of teacher preparation periods encumbered by teachers in
16 School-Year 1984-85, as appropriated in Section 10 of Public Law 18-5,
17 the procurement of textbooks and library books for School Year
18 1985-86, and the Management Audit of the Department of Education and
19 the Department of Public Works."

EIGHTEENTH GUAM LEGISLATURE

ROLL CALL SHEET

Bill No.: 301

DATE: 7/24/85

Resolution No.: _____

QUESTION: _____

<u>SENATOR</u>	<u>AYE</u>	<u>NAY</u>	<u>NOT VOTING</u>	<u>ABSENT</u>
J. F. Ada	✓			
J. P. Aguon	✓			
E. P. Arriola	✓			
J. G. M. Bamba	✓			
F. F. Blas +	✓			
H. D. Dierking		✓		
E. R. Duenas	✓			
C. T. C. Gutierrez ⁺	✓			
F. J. Gutierrez +	✓			
A. C. Lamorena III				✓
P. C. Lujan				✓
M. D. A. Manibusan ⁼⁼			✓	

T. S. Nelson	✓			
D. Parkinson			✓	
F. J. Quitugua	✓			
J. M. Rivera +	✓			
J. T. San Agustin				✓
F. R. Santos	✓			
T. V. C. Tanaka		✓		
A. R. Unpingco +	✓			

12 2 1 3

EIGHTEENTH GUAM LEGISLATURE

ROLL CALL SHEET

Bill No.: 301

DATE: 8/8/85

Resolution No.: _____

QUESTION: P.L. 17-13

<u>SENATOR</u>	<u>AYE</u>	<u>NAY</u>	<u>NOT VOTING</u>	<u>ABSENT</u>
J. F. Ada	✓			
J. P. Aguon	✓			
E. P. Arriola	✓			
J. G. M. Bamba				✓
F. F. Blas	✓			
H. D. Dierking	✓			
E. R. Duenas				
C. T. C. Gutierrez	✓			
F. J. Gutierrez	✓			
A. C. Lamorena III	✓			
P. C. Lujan	✓			
M. D. A. Manibusan	✓			
.....				
T. S. Nelson	✓			
D. Parkinson	✓			
F. J. Quitugua	✓			
J. M. Rivera	✓			
J. T. San Agustin	✓			
F. R. Santos	✓			
T. V. C. Tanaka	✓			
A. R. Unpingco				✓

17

3

EIGHTEENTH GUAM LEGISLATURE

ROLL CALL SHEET

Bill No.: 301

DATE: 8/8/85

Resolution No.: _____

QUESTION: Sec. 13 v P.L. 18-10

<u>SENATOR</u>	<u>AYE</u>	<u>NAY</u>	<u>NOT VOTING</u>	<u>ABSENT</u>
J. F. Ada	✓			
J. P. Aguon	✓			
E. P. Arriola +			✓	
J. G. M. Bamba				✓
F. F. Blas	✓			
H. D. Dierking F	✓			
E. R. Duenas				✓
C. T. C. Gutierrez	✓			
F. J. Gutierrez	✓			
A. C. Lamorena III+	✓			
P. C. Lujan +	✓			
M. D. A. Manibusan Γ	✓			
██████████				
T. S. Nelson	✓			
D. Parkinson	✓			
F. J. Quitugua	✓			
J. M. Rivera	✓			
J. T. San Agustin +	✓			
F. R. Santos	✓			
T. V. C. Tanaka	✓			
A. R. Unpingco				✓

16

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3

18-10

EIGHTEENTH GUAM LEGISLATURE

ROLL CALL SHEET

Bill No.: 301

DATE: 8/8/85

Resolution No.: _____

QUESTION: 215 v P.L. 18-10

<u>SENATOR</u>	<u>AYE</u>	<u>NAY</u>	<u>NOT VOTING</u>	<u>ABSENT</u>
J. F. Ada	✓			
J. P. Aguon	✓			
E. P. Arriola	✓			
J. G. M. Bamba				✓
F. F. Blas	✓			
H. D. Dierking	✓			
E. R. Duenas				✓
C. T. C. Gutierrez	✓			
F. J. Gutierrez	✓			
A. C. Lamorena III		✓		
P. C. Lujan	✓			
M. D. A. Manibusan	✓			
 				
T. S. Nelson	✓			
D. Parkinson	✓			
F. J. Quitugua	✓			
J. M. Rivera	✓			
J. T. San Agustin	✓			
F. R. Santos	✓			
T. V. C. Tanaka	✓			
A. R. Unpingco				✓

16 1 3

EIGHTEENTH GUAM LEGISLATURE

ROLL CALL SHEET

Bill No.: 301

DATE: 8/8/85

Resolution No.: _____

QUESTION: In 16 v PL 18-10

<u>SENATOR</u>	<u>AYE</u>	<u>NAY</u>	<u>NOT VOTING</u>	<u>ABSENT</u>
J. F. Ada	✓			
J. P. Aguon	✓			
E. P. Arriola			✓	
J. G. M. Bamba				✓
F. F. Blas	✓			
H. D. Dierking +	✓			
E. R. Duenas				✓
C. T. C. Gutierrez	✓			
F. J. Gutierrez	✓			
A. C. Lamorena III	✓			
P. C. Lujan +	✓			
M. D. A. Manibusan	✓			
 				
T. S. Nelson	✓			
D. Parkinson	✓			
F. J. Quitugua	✓			
J. M. Rivera	✓			
J. T. San Agustin	✓			
F. R. Santos	✓			
T. V. C. Tanaka	✓			
A. R. Unpingco				✓

16

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3

EIGHTEENTH GUAM LEGISLATURE

ROLL CALL SHEET

Bill No.: 301

DATE: 8/8/85

Resolution No.: _____

QUESTION: to 19 v PL 18-10

<u>SENATOR</u>	<u>AYE</u>	<u>NAY</u>	<u>NOT VOTING</u>	<u>ABSENT</u>
J. F. Ada	✓			
J. P. Aguon	✓			
E. P. Arriola	✓			
J. G. M. Bamba				✓
F. F. Blas	✓			
H. D. Dierking	✓			
E. R. Duenas				✓
C. T. C. Gutierrez	✓			
F. J. Gutierrez	✓			
A. C. Lamorena III	✓			
P. C. Lujan	✓			
M. D. A. Manibusan	✓			
XXXXXXXXXX				
T. S. Nelson	✓			
D. Parkinson	✓			
F. J. Quitugua	✓			
J. M. Rivera	✓			
J. T. San Agustin	✓			
F. R. Santos	✓			
T. V. C. Tanaka	✓			
A. R. Unpingco				✓

17

3

EIGHTEENTH GUAM LEGISLATURE

ROLL CALL SHEET

Bill No.: 301

DATE: 8/8/85

Resolution No.: _____

QUESTION: 20 v PL 18-10

<u>SENATOR</u>	<u>AYE</u>	<u>NAY</u>	<u>NOT VOTING</u>	<u>ABSENT</u>
J. F. Ada	✓			
J. P. Aguon	✓			
E. P. Arriola	✓			
J. G. M. Bamba				✓
F. F. Blas	✓			
H. D. Dierking	✓			
E. R. Duenas				✓
C. T. C. Gutierrez	✓			
F. J. Gutierrez	✓			
A. C. Lamorena III	✓			
P. C. Lujan	✓			
M. D. A. Manibusan	✓			
 				
T. S. Nelson	✓			
D. Parkinson	✓			
F. J. Quitugua	✓			
J. M. Rivera	✓			
J. T. San Agustin	✓			
F. R. Santos	✓			
T. V. C. Tanaka	✓			
A. R. Unpingco				✓

17

3

EIGHTEENTH GUAM LEGISLATURE

ROLL CALL SHEET

Bill No.: 301

DATE: 8/8/85

Resolution No.: _____

QUESTION: 2121 v P.L. 18-10

<u>SENATOR</u>	<u>AYE</u>	<u>NAY</u>	<u>NOT VOTING</u>	<u>ABSENT</u>
J. F. Ada	✓			
J. P. Aguon	✓			
E. P. Arriola	✓			
J. G. M. Bamba				✓
F. F. Blas	✓			
H. D. Dierking	✓			
E. R. Duenas				✓
C. T. C. Gutierrez	✓			
F. J. Gutierrez	✓			
A. C. Lamorena III	✓			
P. C. Lujan	✓			
M. D. A. Manibusan	✓			
 				
T. S. Nelson	✓			
D. Parkinson	✓			
F. J. Quitugua	✓			
J. M Rivera	✓			
J. T. San Agustin	✓			
F. R. Santos	✓			
T. V. C. Tanaka	✓			
A. R. Unpingco				✓

17

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Office of the Vice-Speaker Eighteenth Guam Legislature

P.O. Box CB-1, Agana
Territory of Guam, U.S.A. 96910
Tel: 477-8527/9120

JOE T. SAN AGUSTIN
Vice-Speaker

Chairman, Committee
on Ways and Means

July 23, 1985

Honorable Carl T.C. Gutierrez
Speaker
Eighteenth Guam Legislature
P.O. Box CB-1
Agana, Guam 96910

Vice-Chairman, Committee
on Federal, Foreign, and
Legal Affairs

VIA: Chairman, Committee on Rules

Dear Mr. Speaker:

The Committee on Ways & Means, to which Bill No. 301, as substituted was referred, wishes to report its findings and recommendations.

The Committee voting record is as follows:

To do pass	<u>6</u>
To not pass	<u>0</u>
Abstentions/Not Voting	<u>3</u>
Off-Island	<u>0</u>

A copy of the report and all other pertinent documents are attached for your information.

Sincerely yours,

JOE T. SAN AGUSTIN

attachments

Member, Committee
on Rules

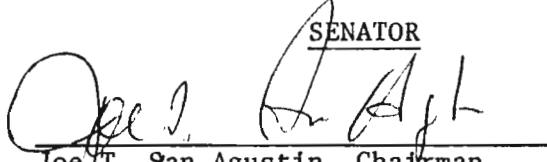
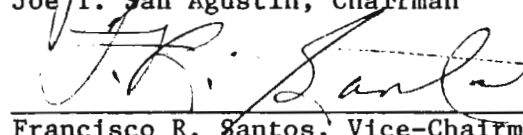
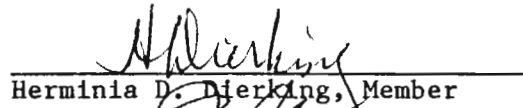
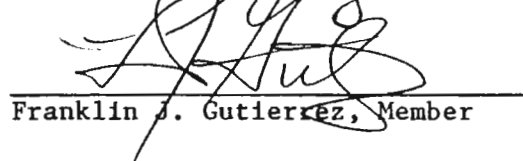
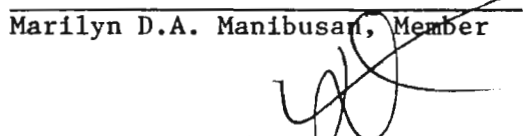
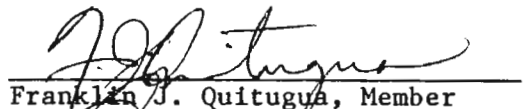
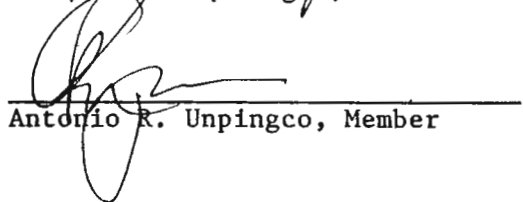
Member, Committee
on Tourism, Transportation,
and Communication

Member, Committee on
Health, Welfare,
and Ecology

Member, Committee
on Education

VOTE SHEET
 July 19, 1985
 Committee on Ways & Means
 Bill No. 301 (LS)

As Substituted by the Committee on Ways & Means
 AN ACT AMENDING CERTAIN ITEMS AND SECTIONS OF THE GENERAL
 APPROPRIATIONS ACT OF 1985 AND MAKING APPROPRIATIONS FOR
 DEPARTMENT OF YOUTH AFFAIRS, TERRITORIAL BOARD OF REGISTRATION
 FOR PROFESSIONAL ENGINEER, ARCHITECT AND LAND SURVEYORS, LAND
 SURVEY REVOLVING FUND, COMMISSIONER'S COUNCIL, PUBLIC
 DEFENDER SERVICE CORPORATION, DEPARTMENT OF REVENUE AND
 TAXATION AND FOR OTHER PURPOSES.

<u>SENATOR</u>	<u>TO DO PASS</u>	<u>TO NOT PASS</u>	<u>ABSTAIN</u>	<u>COMMENTS</u>
 Joe T. San Agustin, Chairman	✓			
 Francisco R. Santos, Vice-Chairman	✓			
_____ Joseph F. Ada, Member				
 Herminia D. Dierking, Member	✓			
 Franklin J. Gutierrez, Member	✓			
_____ Marilyn D.A. Manibusan, Member				
 Don Parkinson, Member				
 Franklin J. Quitugua, Member	✓			
 Antonio R. Unpingco, Member				

Committee on Ways & Means

July 23, 1985

Bill No. 301 (LS)

As Substituted by the Committee on Ways & Means
AN ACT AMENDING CERTAIN ITEMS AND SECTIONS OF THE GENERAL
APPROPRIATIONS ACT OF 1985 AND MAKING APPROPRIATIONS FOR
DEPARTMENT OF YOUTH AFFAIRS, TERRITORIAL BOARD OF REGISTRATION
FOR PROFESSIONAL ENGINEER, ARCHITECT AND LAND SURVEYORS, LAND
SURVEY REVOLVING FUND, COMMISSIONER'S COUNCIL, PUBLIC
DEFENDER SERVICE CORPORATION, DEPARTMENT OF REVENUE AND
TAXATION AND FOR OTHER PURPOSES.

BACKGROUND

Introduced on March 12, by the Committee on Ways & Means, the intent of Bill No. 301 (LS) is to amend certain sections of the FY'85 Budget Act and to make appropriations for the Department of Youth Affairs, Territorial Board of Registration for Professional Engineer, Architect and Land Surveyors, Land Survey Revolving Fund and the Commissioner's Council, Public Defender Service Corporation and Department of Revenue and Taxation.

COMMITTEE HEARING AND TESTIMONY

Bill No. 301 was publicly heard on April 15, 1985, by the Committee on Ways & Means at 9:00 a.m. in the Legislative Session Hall. Committee Chairman, Senator Joe T. San Agustin presided over the hearing with Senators Franklin Quitugua, Marilyn Manibusan, Frank Santos and Joseph Ada in attendance. Both written and verbal testimonies were presented on the various sections of the Bill as follows:

1. Section 1 deals with a \$20,000 Federal match grant to the Marketing, Consumer and Farms Services section of the Department of Agriculture. The total Federal grants is \$40,000, \$20,000 for FY'85 and \$20,000 for FY'86. No additional local funds will be required as the local match has been identified from the FY'85 Operating Expenses. Section 1 appropriates the \$20,000 to the Department of Agriculture. Written testimony, Exhibit "A" in favor of Section 1 was received from the Department of Agriculture and the Bureau of Budget and Management Research.

2. Section 2 would appropriate \$3,820 from the FY'85 Personnel Service Lapse Fund to the Department of Youth Affairs for expenditures of \$3,820 incurred during the FY'84 Summer Youth Employment Program. Written

testimony, Exhibit "B" was received from the Department of Youth Affairs in favor of Section 2.

3. Section 3 and 4 refers to a \$21,000 appropriation from the Professional Engineer Architect and Land Surveyor fund (PEALS) to the Department of Public Works for the FY'85 Operations of the Territorial Board of Registration for Professional Engineer Architect and Land Surveyors. The FY'85 Budget Act, P.L. 17-70 froze the FY'85 expenditures from PEALS until the FY'85 budget plan for the fund was submitted. The proposed budget plan for PEALS is contained in Exhibit "C".

4. Section 5 and 6 refers to a \$100,034 appropriation from the Land Survey Revolving Fund to the Department of Land Management for the FY'85 operations of the Land Survey Revolving Fund. The FY'85 Budget Act, P.L. 17-70 froze the FY'85 expenditures from the Land Survey Revolving Fund until the FY'85 budget plan for the fund was submitted. The proposed budget plan for the Land Survey Revolving Fund is contained in Exhibit "D". Written testimony, Exhibit "D" was received from the Department of Land Management in favor of the contents of Sections 5 and 6.

5. Section 7 and 8 appropriates \$16,230 from the General Fund to the Municipal Fund, \$3,200 for payment of expenses incurred by the Municipality of Yona in the repair of Asnamo Road during FY'84 and \$13,030 for payment of expenses incurred by the Municipality of Dededo in road grading services during FY'81 and FY'82. Verbal testimonies, all in favor of Sections 7 and 8 were given by Commissioner's Pat Quinata from Dededo and Vicente Bernardo from Yona and Assistant Commissioner Joe Rivera from Dededo. Exhibit "E" outlines the expenses incurred.

6. Section 9 refers to a \$97,000 appropriation from the Summer School Fund for the operations of the FY'85 Summer School. The FY'85 Budget Act, P.L. 17-70 froze the FY'85 expenditures from the Summer School Fund until the FY'85 budget plan for the fund was submitted. The proposed budget plan for the Summer School FY'85 operations is contained in Exhibit "F".

7. Section 10 proposes to direct the Public Defender Service Corporation to deposit into the Public Defender Service Corporation Fund any sums appropriated in P.L. 15-125, P.L. 15-141, P.L. 16-111 and P.L. 17-52 for land claims purposes which were loaned to the Guam Landowner's Association including interest payments for the purpose of funding the Public Defender Service Corporation's FY'86 Operational Budget. The total sum of \$820,000 is appropriated from the P.L.'s cited according to Attorney John Bohn the Land Claims Settlement is expected to take place in January 1986. At which time GovGuam will be fully reimbursed of all loans from the General Fund.

8. Section 12 proposes to appropriate from the General Fund to the Student Financial Assistance fund the sum of \$1,146,979 for the purposes of providing Professional/Technical Scholarships, Student Loans and Merit Awards.

9. Section 13 proposes to appropriate from the General Fund the sum of \$313,114 for the Teacher Training Scholarship Program and the Nurses Training Program at the University of Guam.

10. Section 14 places a time frame to expend the appropriations on Section 12 and 13 which is August 1, 1985 to July 31, 1986. In addition, Section 14 releases all appropriations from any allotment reserves imposed by the Bureau of Budget and Management Research.

11. Section 15 and 16 amends the FY'85 budget for the Department of Revenue and Taxation. It reduces the appropriation for the Tax Enforcement Division by \$20,000 and for the Motor Vehicle Division by \$13,000 for a total reduction of \$33,000.

12. Section 17 reappropriates the \$33,000 reduced from Section 12 to relocate the Motor Vehicle Office to the old airport building and for the construction of an elevator at the NAPA building.

13. Section 18 reprograms \$40,000 from the FY'85 budget of the Guam Election Commission from the contingency Fund to Capital Outlay for renovation of new office space at the old Guam Airport.

14. Section 19 appropriates \$2,498.84 from the General Fund to the Land Acquisition Fund to compensate Philip and Annie Taijeron in regard to exchange of government land for Lot No. 118, Merizo to make the exchange equal. See Exhibit "H".

15. Section 20 and 21 places a tuition fee cap on scholarships to valedictorian and salutatorian and appropriates \$275,600 from the General Fund for merit awards.

16. Section 22 appropriates \$19,000 from the General Fund for Land Acquisition for Well A-7 in Chalan Pago to be acquired from Mr. and Mrs. Simeon Aguon. See Exhibit "I".

17. Section 23 and 24 reappropriates lapse funds within the Department of Vocational Rehabilitation to other operating expenses, utilities and Capital Outlay items.

18. Section 25 and 26 reappropriates \$2,778 in funds appropriated to the Department of Vocational Rehabilitation in P.L. 18-1 to another diversion within the department to provide local match for an increase in federal funds.

COMMITTEE FINDINGS

Based on testimony presented to the Committee on Ways & Means and weighing the needs of the entities concerned at this point in time, the Committee findings are as follows:

a) Section 1 is still a valid requirement and if not acted on, the Department of Agriculture will lose the Federal match grant for FY'85 and

FY'86, thus reducing the effectiveness of the Agriculture Development Services for the island farmers.

b) Section 2 is still a valid requirement by the Department of Youth Affairs. The employees affected should be reimbursed for overtime for the encumbered expenditures.

c) Section 3 and 4 are still valid requirements for the PEALS board. Unless the FY'85 funds are appropriated, no action can be taken by the PEALS board during FY'85.

d) Section 5 and 6 are still valid requirements for the FY'85 operations of the Land Survey Revolving Fund. If not appropriated the Department of Land Management may realize a shortfall in FY'85.

e) Section 7 and 8 are both still valid requirements as the vendors have been patiently awaiting payment for services rendered in FY'81, FY'82 and FY'84.

f) Section 9 is still a valid requirement for the FY'85 operations of the Summer School Fund. If not appropriated the Department of Education will realize a shortfall in FY'85 as the program is now ongoing.

g) Section 10 and 11 are valid requirements as the Public Defender Service Corporation will receive funds that were loaned to benefit the Land Owners Association. With the settlement of the Land Claim issue and repayment forthcoming, the funds principal and interest will go to the Public Defender Service Corporation FY'86 operational budget and should be transferred into the Public Defender Service Corporation's Fund.

h) Sections 12 thru 13 are valid requests because the appropriations are necessary for those students attending universities off-island and at the University of Guam.

i) Section 14 places time frame requirements on the appropriations made in Sections 11 and 12.

j) Section 15, 16 and 17 are valid requirements in order to enhance the operations of the Department of Revenue and Taxation.

k) Section 18 is needed by the Election Commission in order to move to the old airport building.

l) Section 19 fully compensates the Taijeron family for exchange of government land.

m) Section 20 and 21 are valid requests in order to help students under the Student Financial Assistance Fund.

n) Section 22 fully compensates the Aguon family for a PUAG well built on their family property.

o) Sections 23, 24 25 and 26 are valid requirements for the Department of Vocational Rehabilitation in order to enhance the operations of the Department.

COMMITTEE RECOMMENDATION

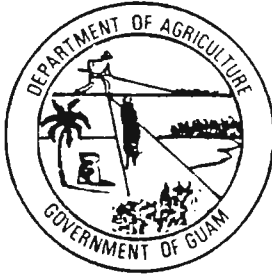
The Committee on Ways & means recommends passage of Bill No. 301 as substituted.

ELIZABETH P. TORRES
DIRECTOR



RUFO J. LUJAN
Deputy Director

301



AGANA, GUAM 96910

Agricultural Development Services 734-3947
Aquatic & Wildlife Resources 734-3944
Forestry & Soil Resources 734-3948
Animal Industry 734-3940
Plant Industry 734-3949

Sales & Permit Info 734-3945
Administrative Ser. 734-3941/2

July 2, 1985

Senator Joe T. San Agustin
Chairman, Committee on Ways & Means
Eighteenth Guam Legislature
P.O. Box CB-1
Agana, Guam 96910

Dear Senator San Agustin:

This is to request for expeditious action in appropriating the federal grant match of \$20,000 for the Federal-State Marketing Improvement Program to be implemented by the Department of Agriculture.

The Fiscal '85 Budget request from Department of Agriculture initially included contractual funds of \$38,000 of which \$20,000 was intended as the local match for the anticipated cooperative agreement with the Agricultural Marketing Service, USDA. There was no intention to mislead the legislature and if the intent was unclear then the omission was inadvertent.

As per your correspondence to the Director of the Bureau of Budget, and the subsequent response, assistance from the legislature is needed for appropriating of these federal funds, which are already being received.


In furtherance to the needs of the two-year program, the Fiscal '86 Budget request from Department of Agriculture includes the second year funds for contractual services. Continuation of the program is contingent on the availability of additional federal funds, and it is imperative that this program be initiated if additional funds are to be sought.

The importance of the program was outlined in the April 15, 1985 testimony to Section 5 of Bill 301, which you had introduced. I hope this had clarified the need for the program, and although the legislative process may be lengthy, there is urgency for implementing this program. May I suggest that it be made as a rider since it does not require any additional local match and there is limited time involved. Any further delay may result in the loss of a federal funding source which may be tapped for future programs. At a time when the government is in need of additional sources of revenues for its various programs, such a funding source may be beneficial to programs which are in dire need at the Department of Agriculture.

EXHIBIT 'A'

Your favorable consideration to action on this request is most appreciated.

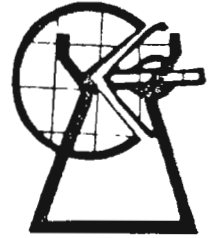
Sincerely,


ELIZABETH P. TORRES
Director

Attachments



BUREAU OF BUDGET & MANAGEMENT RESEARCH
OFFICE OF THE GOVERNOR, Post Office Box 2950, Agana, Guam 96910



PRISCILLA T. MAANAO
Director

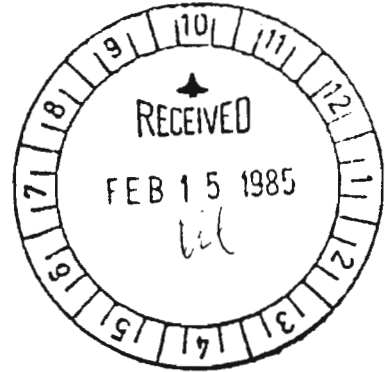
BERTHA L. DUENAS
Deputy Director

W/M
Gilbert

FEB 14 1985

Senator Joe T. San Agustin
Chairman, Committee on Ways & Means
Eighteenth Guam Legislature
P. O. Box CB-1
Agana, Guam 96910

J



Dear Senator San Agustin:

This is in response to your letter of December 17, 1984 regarding the Department of Agriculture's Market Improvement Program.

The Department of Agriculture did receive approval for a matching federal grant under the Federal-State Marketing Improvement Program in the amount of \$40,000 which must be matched by an equal amount with local funds.

I am aware that the Committee on Ways and Means has not received a request for the appropriation of the matching grant as the department's budget request for FY 1985 had already been submitted before we became aware of the federal approval. I also agree that all federal matching grants must be appropriated by the Legislature and it is for this reason that the Bureau has not approved the establishment of the account for the grant received.

The Bureau, at this time, seeks your assistance in effectuating the appropriation required for the grant. No additional local funds will be required as the local matching requirement of \$40,000 may be identified from the FY 1985 operating expense budget of the Division of Marketing and Farm Services of the department.

The Bureau is also aware that three (3) personnel positions will be required for the program. The positions, however, will be filled through employment contracts which will specify its temporary nature. Thus, continuation of the positions will be contingent on the availability of federal funds.

Your prompt action on this matter will be appreciated so that we may take advantage of the federal funds already approved for this worthwhile project.

Priscilla T. Maanao
PRISCILLA T. MAANAO

"Na chilong i minalagota yan i guinahata"

EXHIBIT 'A'



United States
Department of
Agriculture

Agricultural
Marketing
Service

Washington,
D.C.
20250



October 26, 1984

Honorable Elizabeth P. Torres
Director
Guam Department of Agriculture
Agana, Guam 96910

Dear Ms. Torres:

We have recently authorized the initial payment against your \$40,000 grant under the Federal-State Marketing Improvement Program.

You should receive a Treasury check in the amount of \$5,000 within the next couple of weeks. If you do not receive a check within a reasonable length of time, please let us know.

Sincerely,

Tilli Fox

Tilli Fox
Federal-State Marketing
Improvement Program

TO	INITIAL	DATE
	<i>RT</i>	4/2/84
Director	<i>-D</i>	4/15/84
Fred		
FILES		

Rec'd 110980 e.s.

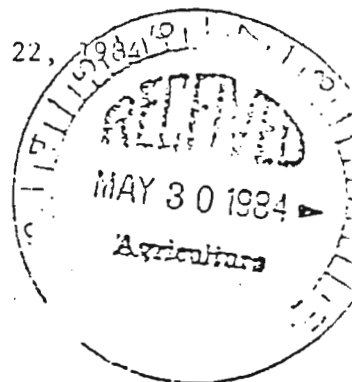


United States
Department of
Agriculture

Agricultural
Marketing
Service

Washington,
D.C.
20250

May 22, 1984



Honorable Elizabeth Torres
Director, Guam Department of Agriculture
P. O. Box 23367 GMF
GUAM, M.I. 96921

Dear Liz:

Well, you know we have this motto--"hafa adai" and we don't like to hurry our deliberations. But, the Administrator has approved your request for funds under the AMS Federal-State Marketing Improvement Program. We need to do a little paperwork before we actually commit the funds and initiate the payments. Attached are three items:

1. The Cooperative Agreement needs your signature in the x'ed spot on the cover page, with appropriate date and signature above. This is the overall authorizing document under which we transfer money to you.
2. The partially completed application form is required to grant the funds.
3. The proposed project is from my notes and I would like you to review this to assure that our joint understanding has been reflected in the proposal. Please feel free to edit and change to make the facts correct, etc. The basic parts of "how the work will be done" is what we discussed prior to our departure from Guam and are what Aubrey and I believe is necessary for a successful project.

Liz, Aubrey and I were recently discussing the project by telephone and specifically discussing the type of person you might want to get to run the project. Both of us were impressed that most of the farmers spoke Chamorro and this capability might be an asset to someone working on the project.

We discussed in your office, on when the project should start. My notes indicate we agreed on August. This would be good for Aubrey as he should be settled in Hawaii by that time--he moved, without his family, to the Hawaiian office on May 17.

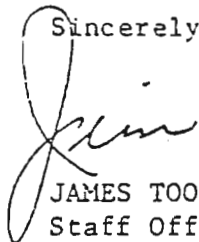
Probably you, Aubrey, the project leader, and I should set a date to review the overall progress of the project at approximately its mid-point in time.

Honorable Elizabeth Torres

2

Liz, Let me recap. We have set aside the money for Guam and we just need to complete the paperwork and we can start to work.

Sincerely,

A handwritten signature in cursive script, appearing to read "Jim", written in dark ink.

JAMES TOOMEY
Staff Officer
Federal-State Marketing
Improvement Program

Enclosures



United States
Department of
Agriculture

Agricultural
Marketing
Service

Washington,
D.C.
20250

September 10, 1984

Honorable Elizabeth P. Torres
Director
Guam Department of Agriculture
Agana, Guam 96910



Dear Liz:

Attached is an approved copy of your application form signed by the Administrator. Also attached are approved copies of the cooperative agreement.

The project, as agreed, is for \$40,000 Federal funds over a two year period, to be matched by an equal amount of non-Federal funds during the course of the project. When Aubrey Davis and I met with you, we further agreed that the funds would be paid on a quarterly basis. The first funds will be made available next month; further quarterly payments are conditioned on the receipt of a quarterly progress report to Aubrey Davis and to me. The quarterly payments will be \$5,000 (\$40,000 divided by 8). If there are specific costs incurred which will require additional dollars in a quarter, we will be willing to discuss shifting funds between quarters. The funds will be paid by Treasury check to the Department of Agriculture; Mrs. Fox of this office will notify you when a check has been issued.

The best method to assure compliance with the requirements of the Federal-State Marketing Improvement Program is to establish a separate account for the project and to document the expenditure of the Federal money and the matching money.

Liz, if we follow the plan we (you, Fred, Aubrey, and I) developed while on Guam, I believe we will be able to develop a reporting program which will benefit the growers of Guam. The assignment of a person full-time to the project, without additional duties, appears basic to a good project. Also, close cooperation with the college and the farmers and their associations is necessary.

A copy of this letter will be sent to Aubrey Davis. You and he should then determine when training of the person selected can begin.

Sincerely,

JAMES TOOMEY
Staff Officer
Federal-State Marketing Improvement Program

Enclosures

**U.S. DEPARTMENT OF AGRICULTURE
APPLICATION FOR FEDERAL ASSISTANCE (Nonconstruction Programs)
SECTION C - NON-FEDERAL RESOURCES**

(a) Grant Program	(b) APPLICANT	(c) STATE	(d) OTHER SOURCES	(e) TOTALS
8. FSMIP	\$ 40,000	\$	\$	\$ 40,000
9.				
10.				
11.				
12. TOTALS	\$ 40,000	\$	\$	\$ 40,000

SECTION D - FORECASTED CASH NEEDS

	Total for 1st Year			
	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter
13. Federal	\$ 20,000	\$	\$	\$
14. Non-Federal	38,000*			
15. TOTAL	\$ 58,000	\$	\$	\$

SECTION E - BUDGET ESTIMATES OF FEDERAL FUNDS NEEDED FOR BALANCE OF THE PROJECT

(a) Grant Program	FUTURE FUNDING PERIODS (YEARS)			
	(b) FIRST	(c) SECOND	(d) THIRD	(e) FOURTH
16.	\$	\$	\$	\$
17.				
18.				
19.				
20. TOTALS	\$	\$	\$	\$

SECTION F - OTHER BUDGET INFORMATION

(Attach additional Sheets if Necessary)

21. Direct Charges:

22. Indirect Charges:

23. Remarks: Federal/Territory (local) matching requirements are 50/50 respectively.
 * To improve our on-going program on agricultural statistic and market news by providing additional personnel, vehicle, desk and memory typewriter.
 Data collection are presently carried out as collateral assignment by personnel whose primarily duties are other than statistic.
 PART IV PROGRAM NARRATIVE (Attach per instruction)

U.S. DEPARTMENT OF AGRICULTURE
 APPLICATION FOR FEDERAL ASSISTANCE (Nonconstruction Programs)
 PART III - BUDGET INFORMATION

SECTION A - BUDGET SUMMARY

Grant Program, Function or Activity (a)	Federal Catalog No. (b)	Estimated Unobligated Funds		New or Revised Budget		
		Federal (c)	Non-Federal (d)	Federal (e)	Non-Federal (f)	Total (g)
1. FSMIP	10-156	\$	\$	\$ 20,000	\$ 38,000	\$ 58,000
2.						
3.						
4.						
5. TOTALS		\$	\$	\$ 20,000	\$ 38,000	\$ 58,000

SECTION B - BUDGET CATEGORIES

Object Class Categories	- Grant Program, Function or Activity				Total (5)
	(1)	(2)	(3)	(4)	
a. Personnel	\$ 38,574	\$	\$	\$	\$
b. Fringe Benefits	6,792				
c. Travel	2,000				
d. Equipment					
e. Supplies	500				
f. Contractual					
g. Construction					
h. Other	10,134				
i. Total Direct Charges					
j. Indirect Charges					
k. TOTALS	\$ 58,000	\$	\$	\$	\$

REQUEST FOR ESTABLISHMENT FOR
APPROPRIATION (EXPENSES) ACCOUNT

TO: Division of Accounts, Department of Administration
 VIA: Bureau of Budget and Management Research
 FROM: Department of Agriculture
 ACCOUNT TITLE: Fed-State Marketing Improvement Program
 PURPOSE: To Establish an Expense Account for this Program

TYPE OF ACCOUNT

Local Operation Local CIP Federal (Match)
 Local Continue Federal 100 Federal CIP

RESPONSIBLE DEPT./DIVISION: Agricultural Development Services (ADS)

OBJECT CLASS (ES) REQUIRED:

<input checked="" type="checkbox"/> 11X - Labor	<input checked="" type="checkbox"/> 250 - Equipment
<input checked="" type="checkbox"/> 220 - Travel	<input type="checkbox"/> 361 - Power
<input checked="" type="checkbox"/> 230 - Contract	<input type="checkbox"/> 362 - Water
<input type="checkbox"/> 233 - Office Rental	<input type="checkbox"/> 363 - Telephone
<input checked="" type="checkbox"/> 240 - Supply	<input type="checkbox"/> 290 - Miscellaneous
	<input checked="" type="checkbox"/> 450 - Capital Outlay

AUTHORITY: P.L. 17-70 & Agri. Marketing Act 1946
sect 204(b) USDA Appropriation Act.

EXPIRATION DATE: September 30, 1986

FEDERAL GRANT CATALOG NUMBER: 10.156

PERCENT LOCAL MATCHING FUNDS REQUIRED: 50%

APPLICABLE VILLAGE: _____ TOTAL FUND AUTHORIZED: \$ 40,000.00

REMARKS: The project is a 2-year program and maybe renewed

SIGNATURE/TITLE OF REQUESTOR:

ELIZABETH P. TORRES

APPROVED BY BBMR:

APPROPRIATION ACCOUNT NUMBER/JON ASSIGNED:

REVENUE ACCOUNT NUMBER ASSIGNED:

SIGNATURE/TITLE DIVISION OF ACCOUNTS HEAD

FEDERAL PROGRAM INVENTORY

FY 1985

DEPARTMENT/AGENCY NAME: AGRICULTURE

PROGRAM/PROJECT: Fed-State Marketing Improvement Program

FEDERAL CATALOG NUMBER: 12-25-A-3010 U.S. PUBLIC LAW: Agri. Marketing Act

1946 Section 204(b), U.S.
Dept. of Agri. Appro. Act.

PROGRAM OBJECTIVES:

To gather statistical data to allow systematic, periodic collection and dissemination of data for producing fresh fruits and vegetables.

FEDERAL GRANTOR: U.S. Department of Agriculture via Agri. Marketing Services

MAXIMUM AMOUNT OF FEDERAL GRANT: \$20,000 REQUESTED: \$20,000 APPROVED: _____

PROJECT PERIOD: FROM 10-1-84 TO 09-30-85 DURATION 12 months.

MATCHING FORMULA: FEDERAL: 100% LOCAL: 100%

NEW PROGRAM CONTINUING PROGRAM

DEADLINE FOR SUBMISSION OF GRANT APPLICATION TO FEDERAL GOVERNMENT: _____

METHOD OF FUNDING:

- a. SINGLE LETTER OF CREDIT (SLOC) _____
- b. TREASURY CHECK
- c. OTHER (SPECIFY) _____

GRANT AMOUNT

<u>SOURCE OF FUNDS:</u>	<u>% RATIO</u>	<u>FY 1983 ACTUAL</u>	<u>FY 1984 AWARDED</u>	<u>FY 1985 REQUES</u>
a. FEDERAL	50			\$20,000
b. LOCAL				
1. IN-KIND				
2. CASH	50			20,000
3. OTHER (SPECIFY)				*18,000
TOTAL:				58,000
<u>FEDERAL FUNDING STATUS:</u>				
a. NEW FUNDS				Yes
b. CARRY-OVER				None
INDIRECT COST RATE				Unknown

* To improve our on-going program on agricultural statistic and market news by providing additional personnel, vehicle, desk and memory typewriter.

Data collection are presently carried out as collateral assignment by personnel whose primarily duties are other than statistic.

JOHN T. BURCH
TESTIMONY
BILL 301

PLEASE ALLOW ME TO INTRODUCE MYSELF, I AM JOHN T. BURCH, DIRECTOR OF THE DEPARTMENT OF YOUTH AFFAIRS. I AM HERE TODAY TO TESTIFY ON BEHALF OF THE ADMINISTRATION IN FAVOR OF SECTION 8 OF BILL 301 RELATIVE TO THE APPROPRIATION OF \$9,398 FROM THE FY85 PERSONNEL SERVICES LAPSE FUNDS TO THE DEPARTMENT OF YOUTH AFFAIRS FOR PAYMENT OF PRIOR YEAR EXPENDITURES:

1. \$5,578 FOR OVERTIME INCURRED BY SPECIAL SERVICES DIVISION PERSONNEL IN FY83.
2. \$3,820 FOR OVER EXPENDITURES INCURRED IN THE FY84 SUMMER YOUTH EMPLOYMENT PROGRAM

SINCE ASSUMING THE POSITION OF DIRECTOR OF THE DEPARTMENT OF YOUTH AFFAIRS OVER SIX MONTHS AGO, I HAVE BEEN EARNESTLY WORKING TOWARDS SOLVING THE PROBLEMS OF THE DEPARTMENT. NEEDLESS TO SAY, THE PASSAGE OF THIS BILL WILL GREATLY ASSIST ME ACHIEVE MY OBJECTIVE. SECTION 8 OF BILL 301 WILL DEFINITELY SOLVE THE DEPARTMENT OF YOUTH AFFAIRS'S FINANCIAL PROBLEM IN SATISFYING PRIOR YEAR EXPENDITURES AND OVER-EXPENDITURES.

TO THE BEST OF MY KNOWLEDGE, THE 1984 SUMMER YOUTH EMPLOYMENT PROGRAM OVER-EXPENDITURE WAS THE RESULT OF MY PREDECESSOR'S WISH TO EXTEND THE OPTIMUM WORK EXPERIENCE TO THE 1,300 SUMMER YOUTH EMPLOYMENT PROGRAM PARTICIPANTS. AS A RESULT, THE SUMMER PROGRAM WAS EXTENDED AN ADDITIONAL WEEK AND AN OVER-EXPENDITURE OF \$3,820 WAS REALIZED.

TO MY UNDERSTANDING, THE UNPAID OVERTIME INCURRED BY THE DEPARTMENT'S

EXHIBIT 'B'

SPECIAL SERVICES DIVISION PERSONNEL IN FY83 WAS THE RESULT OF A GOVERNMENT WIDE CASH SHORTAGE. NONETHELESS, SEVENTEEN EMPLOYEES OF THE DEPARTMENT OF YOUTH AFFAIRS HAVE NOT BEEN COMPENSATED FOR SERVICES THEY RENDERED WELL OVER TWO YEARS AGO. IT IS MY FIRM BELIEF THAT EMPLOYEE MORALE WILL BE GREATLY ENHANCED SHOULD COMPENSATION BE MADE.

WITH THE INTENT OF CLEARING UP THE RECORDS OF THE DEPARTMENT OF YOUTH AFFAIRS AND ENHANCING EMPLOYEE MORALE, I AM REQUESTING YOUR APPROVAL OF SECTION 8 OF BILL 301. THANK YOU, I AM NOW AVAILABLE FOR QUESTIONS YOU MAY HAVE RELATIVE TO THIS SUBJECT OR THAT OF THE DEPARTMENT OF YOUTH AFFAIRS.


JOHN T. BURCH

SPECIAL SERVICES DIVISION
DEPARTMENT OF YOUTH AFFAIRS

COMPENSATORY TIME WORK
FISCAL YEAR 1983

<u>NAME</u>	<u>*CTW x T1/2</u>	<u>HOURLY RATE</u>	<u>AMOUNT DUE</u>
1. Joyce Montoy	19	\$ 5.69	\$ 108.11
2. Joseph Aguon	166.5	7.38	1,228.77
3. Lourdes Bamba	22.5	7.63	171.68
4. Antonio Cruz	47	6.88	323.36
5. Flora Cruz	69.5	5.83	405.19
6. Juan Dela Rosa	59	8.63	509.17
7. Maryann Flores	10.5	7.38	77.49
8. Wilfred Gutierrez	4.5	7.54	33.93
9. Carlos Matanane	12	5.53	66.36
10. Marie Paulino	67	8.63	578.21
11. Vicente Quitugua	40	6.51	260.40
12. Edward Quichocho	77	5.83	448.91
13. John Recanor	108	5.40	583.20
14. Jesus Reyes	3	6.32	18.96
15. Salvador Sanchez	119.5	5.40	645.30
16. Guillermo Susuico	18.5	5.69	105.27
17. Carmen Wolford	2	6.70	13.40
TOTAL			\$5,577.7

*Hours computed to overtime, e.g., Montoy - worked 12.5 hours, computed round off to 19 hours.

DEPARTMENT OF YOUTH AFFAIRS

SUMMER YOUTH EMPLOYMENT PROGRAM 1984
FINANCIAL STATUS REPORT
OCTOBER 30, 1984

Total Appropriation: \$600,000.00

a. Personnel Salaries	\$509,397
b. Fringe Benefits	35,912
c. Supplies/Materials	1,628
d. Private Sector Reimbursement	<u>53,063</u>
	<u>600,000</u>

Expenditures:

a. Personnel Salaries	\$513,002.23
b. Fringe Benefits	35,911.96
c. Supplies/Materials	1,627.21
d. Private Sector Reimbursement	<u>53,062.96</u>
e. Assessment of Social Security penalty for non security number for 43 SYEP Participants	<u>603,604.34</u> <u>(\$3,604.34)</u>
GRAND TOTAL	<u>(215.00)</u> <u><u>(\$3,819.34)</u></u>

Over Expenditures:

MAR 12 '85

EIGHTEENTH GUAM LEGISLATURE
1985 (FIRST) Regular Session

Bill No. 301(LS)

Jose A. Ayk, Chm.

Introduced by:

Committee on Ways and Means

AN ACT AMENDING CERTAIN ITEMS AND SECTIONS OF THE GENERAL APPROPRIATIONS ACT OF 1985 AND MAKING APPROPRIATIONS FOR DEPARTMENT OF YOUTH AFFAIRS, TERRITORIAL BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEER, ARCHITECT AND LAND SURVEYORS, LAND SURVEY REVOLVING FUND AND COMMISSIONER'S COUNCIL.

1 BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:
2 Section 1. Item J of Part II of Section 5 of Chapter I of Public Law
3 17-70, relative to the Federal Crop Insurance Program under Guam's
4 Department of Agriculture, is repealed.

5 Section 2. A new item 5 is added to Part XXXVII C of Section 5 of
6 Chapter I of Public Law 17-70, relative to the office of Academic Affairs of
7 University of Guam, to read:

8 General

9 Fund

10 5. "For Guam's share in
11 cooperation with the
12 Northern Marianas
13 Islands for the
14 implementation of the
15 Federal Crop
16 Insurance Program \$ 10,000"

17 Section 3. Item 3 of Part VI A of Section 5 of Chapter I of P.L.
18 17-70, relative to Capital Outlay of Civil Defense, is repealed.

19 Section 4. Item 3 of Part VIII E of Section 5 of Chapter I of P.L.
20 17-70, relative to Customs and Quarantine of Department of Commerce, is
21 renumbered to be item 4 of the same Part and a new item 3 is added to the
22 same Part to read:

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General
Fund

"3. Capital Outlay \$ 13,000"

Section 5. Item 2 of Part II B of Section 5 of Chapter I of P.L. 17-70, relative to Marketing Consumer and Farm Services of Department of Agriculture, is amended to read:

General	Federal
Fund	Fund

"2. Operating

Expenses	\$45,691	<u>\$20,000"</u>
----------	----------	------------------

Section 6. Section 30 of Chapter II of P.L. 17-70 is amended to read:

"Section 30. The sum of One Hundred Seventy-five Thousand Dollars (\$175,000) is appropriated from the FY'83 fund balance of the Housing Revolving Fund to the [Department of Agriculture] Department of Public Works, for the purpose of expanding, repairing, and renovating the Government of Guam building presently occupied by the Guam Farmers Cooperative."

Section 7. Section 32 of Chapter II of P.L. 17-70 is amended to read:

"Section 32. The sum of Three Thousand Dollars (\$3,000.00) is appropriated from the balance of funds remaining in the Typhoon Pamela Relief Fund as of September 30, 1983, to the Commissioner's Council, Administration Section, for fiscal year 1985 operations for the purchase of electric typewriters."

Section 8. The sum of Nine Thousand Three Hundred Ninety-eight Dollars (\$8,398.00) is appropriated from the FY'85 Personnel Services Lapse Fund to the Department of Youth Affairs to be utilized as follows:

- (1) \$5,578: For overtime incurred by Special Services division personnel in FY'83.
- (2) \$3,820: For over expenditures incurred in the FY'84 Summer Youth Employment Program.

Section 9. Twenty Thousand Three Hundred Sixty-three Dollars (\$20,363.00) is appropriated from the Professional Engineer, Architect and Land Surveyor Fund to the Department of Public Works for the Fiscal Year

1 1985 operations of the Territorial Board of Registration for Professional
2 Engineer, Architect and Land Surveyors for operating expenses.

3 Section 10. Six Hundred Thirty-seven Dollars (\$637.00) is
4 appropriated from the Professional Engineer, Architect and Land Surveyor
5 Fund to the Department of Public Works for the Fiscal Year 1985 operations
6 of the Territorial Board of Registration for Professional Engineer, Architect
7 and Land Surveyors for utilities.

8 Section 11. Seventy-nine Thousand Three Hundred Dollars
9 (\$79,300.00) is appropriated from the Land Survey Revolving Fund to the
10 Department of Land Management for the Fiscal Year 1985 operations of the
11 Land Survey Revolving Fund for operating expenses, as stipulated in
12 Section 26 of Chapter II of P.L. 17-70.

13 Section 12. Twenty Thousand Seven Hundred Thirty-four Dollars
14 (\$20,734.00) is appropriated from the Land Survey Revolving Fund to the
15 Department of Land Management for the Fiscal Year 1985 operations of the
16 Land Survey Revolving Fund for capital outlay, as stipulated in Section 26
17 of Chapter II of P.L. 17-70.

18 Section 13. The sum of Three Thousand Two Hundred Dollars
19 (\$3,200.00) is appropriated from the General Fund to the Municipal Fund
20 for payment of expenses incurred by the Municipality of Yona in the repair
21 to Asnamo Road during fiscal year 1984.

22 Section 14. The sum of Thirteen Thousand Thirty Dollars (\$13,030.00)
23 is appropriated from the General Fund to the Municipal Fund for payment of
24 expenses incurred by the Municipality of Dededo in road grading services
25 during fiscal years 1981 and 1982.